

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO <b>SENTENCING MINUTE SHEET</b>											
CR No:		<b>04-1746 KG</b>			USA vs.:		<b>PACHECO</b>				
Date:		<b>5/2/2016</b>			Name of Deft:		<b>PATRICK JAMES PACHECO</b>				
Before the Honorable:				<b>KENNETH J. GONZALES, UNITED STATES DISTRICT JUDGE</b>							
Time In/Out:		<b>1:33 – 1:55 PM</b>			Total Time in Court (for JS10):		<b>22 MINUTES</b>				
Clerk:		<b>CHRIS EUBANKS</b>			Court Reporter:		<b>DANNA SCHUTTE EVERETT</b>				
AUSA:		<b>MARISA LIZARRAGA</b>			Defendant's Counsel:		<b>CALEB KRUCKENBERG</b>				
Sentencing in:		<b>LAS CRUCES</b>			Interpreter:		<b>NONE</b>				
Probation Officer:		<b>MIKE ADOLPH</b>			Sworn?		<input type="checkbox"/> Yes		<input type="checkbox"/> No		
Convicted on:		<input checked="" type="checkbox"/> X	Plea	<input type="checkbox"/>	Verdict	As to:		<input type="checkbox"/> Information	<input checked="" type="checkbox"/> X	<input type="checkbox"/> Indictment	
If Plea:		<input checked="" type="checkbox"/> X	Accepted	<input type="checkbox"/>	Not Accepted	Adjudged/Found Guilty on Counts:		<b>3</b>			
If Plea Agreement:		<input type="checkbox"/>	Accepted	<input checked="" type="checkbox"/> X*	Not Accepted	No Plea Agreement		Comments:			
Date of Plea/Verdict:						PSR:		<input checked="" type="checkbox"/> X	<input type="checkbox"/> Not Disputed	<input type="checkbox"/>	<input type="checkbox"/> Disputed
PSR:		<input checked="" type="checkbox"/> X	Court Adopts PSR Findings			Evidentiary Hearing:		<input checked="" type="checkbox"/> X	<input type="checkbox"/> Not Needed	<input type="checkbox"/>	<input type="checkbox"/> Needed
Exceptions to PSR:											
<b>SENTENCE IMPOSED</b>				Imprisonment (BOP): <b>10 YEARS OR TIME SERVED, WHICHEVER IS LESS</b>							
Supervised Release:		<b>3 YEARS</b>			Probation:						
500-HOUR DRUG PROGRAM		<input type="checkbox"/>		BOP SEX OFFENDER PROGRAM		<input type="checkbox"/>		OTHER:			
Court recommends ICE begin removal proceedings immediately or during service of sentence								<input checked="" type="checkbox"/> X	ICE not applicable		
<b>SPECIAL CONDITIONS OF SUPERVISION</b>											
		Comply with ICE laws and regulations					Community service for ____ months ____ days				
<input checked="" type="checkbox"/> X	Participate in/successfully complete subst abuse program/testing			<input checked="" type="checkbox"/> X	Reside halfway house <b>6 MONTHS</b>						
		Participate in/successfully complete mental health program					Register as sex offender				
<input checked="" type="checkbox"/> X	Refrain from use/possession of alcohol/intoxicants					Participate in sex offender treatment program					
<input checked="" type="checkbox"/> X	Submit to search of person/property					Possess no sexual material					
		No contact with victim(s) and/or co-deft(s)/co-conspirator(s)					No computer with access to online services				
		No entering or loitering near victim's residence					No contact with children under 18 years				
		Refrain from the use and possession of synthetic cannabinoids or other legally sold designer drugs			<input checked="" type="checkbox"/> X	No possession of a firearm, ammunition, destructive device or any other dangerous weapon					
		<b>OTHER:</b>									
Fine: \$					Restitution: \$						
SPA: \$		<b>N/A</b> (\$100) as to each Count			Payment Schedule:		<input type="checkbox"/> Due Imm.		<input type="checkbox"/> Waived		
OTHER:											
<input checked="" type="checkbox"/> X	Advised of Right to Appeal			Waived Appeal Rights per Plea Agreement							
<input checked="" type="checkbox"/> X	Held in Custody			Voluntary Surrender							
		Recommended place(s) of incarceration:									
		Dismissed Counts:									
OTHER COMMENTS:		<b>DEFENSE COUNSEL ADDRESSES THE COURT, ASKS FOR A TIME SERVED SENTENCE AND A 1 YEAR TERM OF SUPERVISED RELEASE. GOVERNMENT RESPONDS, NO OBJECTION TO A TIME SERVED SENTENCE AND A 3 YEAR TERM OF SUPERVISED RELEASE. DEFENDANT ALLOCUTES.</b>									
		<b>*THE COURT REJECTS THE 11(c)(1)(C) PLEA AGREEMENT DEFENDANT ENTERED INTO AT TIME OF HIS CHANGE OF PLEA.</b>									